

## Surface Mining Reclamation and Enforcement, Interior

## § 886.24

cost principles listed in Office of Management and Budget Circular A-87.

(7) Either OSM or the agency may terminate or reduce a grant if both parties agree that continuing the program would not produce beneficial results commensurate with the further expenditure of funds. Such a termination for convenience shall be handled as an amendment and shall be signed by the OSM official delegated grant signature authority.

(d) *Appeals.* (1) Within 30 days of OSM's decision to reduce, suspend, or terminate a grant, the agency may appeal the decision to the Director.

(i) The agency shall include in the appeal a statement of the decision being appealed and the facts that the agency believes justify a reversal or modification of the decision.

(ii) The Director shall decide the appeal within 30 days of receipt.

(2) Within 30 days of the Director's decision to reduce, suspend, or terminate a grant, the agency may appeal the decision to the Secretary.

(i) The agency shall include in the appeal a statement of the decision being appealed and the facts that the agency believes justify a reversal or modification of the decision.

(ii) The Secretary shall act upon the appeal within 30 days of receipt.

[47 FR 28601, June 30, 1982, as amended at 51 FR 9444, Mar. 19, 1986; 60 FR 9982, Feb. 22, 1995]

### § 886.19 Audit.

The agency shall arrange for an independent audit pursuant to guidance provided by the General Accounting Office and the Office of Management and Budget.

[60 FR 9982, Feb. 22, 1995]

### § 886.20 Administrative procedures.

The agency shall follow administrative procedures governing accounting, payment, property, and related requirements contained in 43 CFR part 12, subpart C and use the property form specified by OSM and approved by the Office of Management and Budget.

[60 FR 9982, Feb. 22, 1995]

### § 886.21 Allowable costs.

(a) Allowable reclamation costs include actual costs of construction, operation and maintenance, planning and engineering, construction inspection, other necessary administrative costs, and up to 90 percent of the costs of the acquisition of land.

(b) Costs must conform with any limitations, conditions, or exclusions set forth in the grant agreement.

[47 FR 28601, June 30, 1982, as amended at 60 FR 9983, Feb. 22, 1995]

### § 886.22 Financial management.

(a) The agency shall account for grant funds in accordance with the requirements of 43 CFR part 12, subpart C. Accounting for grant funds must be accurate and current.

(b) The agency shall adequately safeguard all funds, property, and other assets and shall assure that they are used solely for authorized purposes.

(c) The agency shall provide a comparison of actual amounts spent with budgeted amounts for each grant.

(d) When advances are made, they should be made as closely as possible to the actual time of the disbursement.

(e) The agency shall design a systematic method to assure timely and appropriate resolution of audit findings and recommendations.

[47 FR 28601, June 30, 1982, as amended at 60 FR 9983, Feb. 22, 1995]

### § 886.23 Reports.

(a) For each grant, the agency shall annually submit to OSM reporting forms specified by OSM.

(b) Upon project completion, the agency shall submit a completed Form OSM-76 and any other closeout reports specified by OSM.

[60 FR 9983, Feb. 22, 1995; 60 FR 29756, June 6, 1995]

### § 886.24 Records.

The agency shall maintain complete records in accordance with 43 CFR part 12, subpart C. This includes, but is not limited to, books, documents, maps, and other evidence and accounting procedures and practices sufficient to reflect properly—